

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DUSTIN FORD BRIGGS, : No. 3:11-CV-2156

Petitioner : (Judge Mariani)

v. :

JOHN E. WETZEL, Secretary, Pennsylvania : THIS IS A CAPITAL CASE
Department of Corrections, et al., :

Respondents :

ORDER

AND NOW, THIS 24th DAY OF SEPTEMBER, 2015, upon consideration of
Petitioner's unopposed motion to dismiss without prejudice (Doc. 40), **IT IS HEREBY
ORDERED THAT:**

1. Petitioner's motion to dismiss (Doc. 40) is **GRANTED**.
2. The stay of execution entered in this case (Doc. 11) is **VACATED**.
3. The Clerk of Court shall **CLOSE** this case.
4. There is no basis for the issuance of a certificate of appealability. 28
U.S.C. § 2253(c).



Robert D. Mariani
United States District Judge